

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

RUSSEL PARTCH, Derivatively on Behalf of
Central European Distribution Corporation,

Plaintiff,

vs.

WILLIAM V. CAREY, CHRISTOPHER
BIEDERMANN, DAVID BAILEY, MAREK
E. FORYSIAK, ROBERT P. KOCH,
MARKUS SIEGER and WILLIAM S.
SHANAHAN,

Defendants,

and

CENTRAL EUROPEAN DISTRIBUTION,
CORPORATION.

Nominal Defendant

CASE NO.: 1:12-cv-00718-JBS-KMW

STIPULATION AND ORDER

WHEREAS on February 1, 2012, *Partch v. Carey, et al.*, Case No. 12-cv-00718-JBS-KMW (D.N.J.) (the "Partch Action") was filed derivatively by Plaintiff Russell Partch on behalf of CEDC against defendants William V. Carey, Christopher Biedermann, David Bailey, Marek E. Forsyia, Robert P. Koch, Markus Sieger, and William S. Shanahan (the "Individual Defendants") and nominal defendant CEDC (the "Nominal Defendant"); and

WHEREAS, the Nominal Defendant has been served in the Partch Action, while the Individual Defendants have not yet been served; and

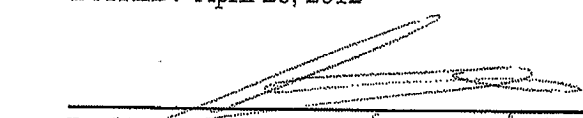
WHEREAS, the time for the Nominal Defendant to answer or otherwise plead currently expires on April 30, 2012, pursuant to a Clerk's Order entered on the docket on March 26, 2012; and

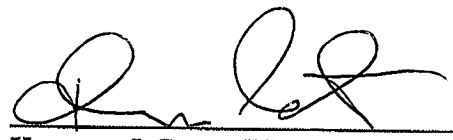
WHEREAS the Partch Action sets forth similar allegations and claims as set forth in the derivative action entitled *Yeung v. Carey, et al.* Case No. 11-cv-06667-JBS-KMW (D.N.J.) (the "Yeung Action") which was filed on or about November 11, 2011, and

WHEREAS the parties are considering consolidation of the Partch and Yeung Actions pursuant to Fed. R. Civ. Pro. 42(a);

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel for Plaintiff and Nominal Defendant that, subject to the approval of the Court, the time for the Nominal Defendant to move, answer or otherwise respond to the Complaint in the Partch Action shall be extended through and including May 31, 2012.

DATED: April 26, 2012


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Counsel for Nominal Defendant

IT IS SO ORDERED:

DATED: _____, 2012